

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

WRIT PETITION NO : 842 of 2005

Between:

M/s. Krebs Bio-Chemicals Ltd., having its Regd. Office at

Flat No. 401/402, Cyber Heights, 4th Floor, Plot No.13,
Road No.2, Banjarahills, Hyderabad, represented by its Company Secretary,

Sri Veerendra Kumar, S/o. A.V. Prasad.

..... PETITIONER

AND

1 Union of India, represented by its Secretary, Ministry of Consumer Affairs

& Public Distribution, (Dept. of Sugar & Edible Oils),

Krishi Bhavan, New Delhi - 110 001.

2 The Joint Secretary (Sugar), Ministry of Consumer Affairs & Public

Distribution, (Dept. of Sugar & Edible Oils),

Krishi Bhavan, New Delhi - 110 001.

3 The Chief Director (Sugar), Ministry of Consumer Affairs & Public

Distribution, (Dept. of Sugar & Edible Oils), Krishi Bhavan,

New Delhi - 110 001.

4 NVR Co-operative Sugars, Jampani, Guntur District,

represented by its Officer In-Charge.

5 Govt. of A.P., rep. by its Principal Secretary, Industries & Commerce

(Sugar) Department, Secretariat, Hyderabad.

..... RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to pass an order or writ more particularly one in the nature of writ of mandamus declaring that the petitioner company is entitled to sell its free sale sugar stocks

manufactured during the sugar year 2003-04 to discharge its contractual and statutory liabilities and issue writ of Prohibition restraining the respondents from interfering with the petitioner company in selling its free sale sugar stocks in the open market by applying clause 4 of the Sugar (Control) order, 1966, as unreasonable, irrational, arbitrary and violative of the rights of the petitioner guaranteed under the constitution of India.

Counsel for the Petitioner: M/s. C.KODANDA RAM

Counsel for the Respondents 1 to 3: Mr.A.Rajasekhar Reddy,

S.C. for Central Government

Counsel for the Respondent No.4: None appeared

Counsel for the Respondent No.5: GP FOR INDUSTRIES & COMMERCE

The Court made the following

ORAL ORDER:

The learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition. Permission is hereby accorded.

Accordingly, the writ petition is dismissed as withdrawn. No costs.

C.Y. SOMAYAJULU, J

Date: 08th April, 2005

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ASSISTANT REGISTRAR

To

1 The Secretary, Union of India, Ministry of Consumer Affairs
& Public Distribution, (Department of Sugar & Edible Oils),

Krishi Bhavan, New Delhi - 110 001.

2 The Joint Secretary (Sugar), Ministry of Consumer Affairs & Public
Distribution, (Department of Sugar & Edible Oils),

Krishi Bhavan, New Delhi - 110 001.

3 The Chief Director (Sugar), Ministry of Consumer Affairs & Public
Distribution, (Department of Sugar & Edible Oils), Krishi Bhavan,

New Delhi - 110 001.

4 The Officer In-Charge,

NVR Co-operative Sugars, Jampani, Guntur District,

5 The Principal Secretary, Govt. of A.P., Industries & Commerce
(Sugar) Department, Secretariat, Hyderabad.

6 Two CCs to G.P. for Industries & Commerce, High Court Buildings,
Hyderabad (OUT)

7. Two CD copies.